

Jennifer Wood
Mayor

J. Carlos Gomez
Mayor Pro Tem

Chuck McGuire
Council Member

Donald Parris
Council Member

Eugene Stump
Council Member



AGENDA

CITY OF CALIFORNIA CITY CITY COUNCIL

**Tuesday January 9, 2018
6:00pm**

Council Chambers
21000 Hacienda Blvd.
California City, Ca 93505

If you need special assistance to participate in this meeting, please contact the City Clerk's office at (760) 373-7140. Notification of 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 American Disabilities Act Title II)

NOTE: Any writings or documents provided to a majority of the City Council regarding any item on this agenda is available for public inspection in the City Clerk's office at City Hall located at 21000 Hacienda Blvd, California City, Ca during normal business hours, except such documents that relate to closed session items or which are otherwise exempt from disclosure under applicable laws. These writings are also available for review in the public access binder in the Council Chambers at the time of the meeting.

January 9, 2018

*****At this time, please take a moment to turn off your cell phones*****

CALL TO ORDER

PLEDGE OF ALLEGIANCE / INVOCATION

ROLL CALL

Councilmembers McGuire, Parris, Stump, Mayor Pro Tem Gomez, Mayor Wood

ADOPT AGENDA

CITY CLERK REPORTS / LATE COMMUNICATIONS

PRESENTATIONS

Month of November 2017, Treasurers Report – City Treasurer, Keith Middleton

STAFF ANNOUNCEMENTS / REPORTS

Police Chief Hurtado – Department Update

Fire Marshall Kosick – Department Update

Public Works Director Platt – Department Update

Budget Analyst – Finance Department Update

Parks and Recreation Supervisor Daverin – Department Update

Interim City Manager Stockwell– City Update

AB 1234 – Council Updates

CIVIC / COMMUNITY / ORGANIZATIONS ANNOUNCEMENTS Please state your name for the record and limit your comments to three minutes.

PUBLIC BUSINESS FROM THE FLOOR This portion of the meeting is reserved for persons desiring to address the City Council on any matter not on this agenda, and over which the City Council has jurisdiction. Please state your name for the record and limit your comments to three minutes.

CONSENT CALENDAR All items on the consent calendar are considered routine and non-controversial and will be approved by one motion if no member of the Council, staff or public wishes to comment or ask questions. (Public comments to be limited to three minutes) Roll call vote required.

CC 1. CITY CHECK REGISTERS dated through 01/04/18

CC 2. READING OF ORDINANCES

Waive reading in full of all ordinances under consideration, second reading, by title only and adopt;

A. ORDINANCE 17-759

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING THE SETBACK REQUIREMENTS WITHIN THE M-1 (LIGHT INDUSTRIAL DISTRICT) AND THE M2 (HEAVY INDUSTRIAL DISTRICT)

January 9, 2018

B. ORDINANCE 17-760

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY TO AMEND ARTICLE 18 OF CHAPTER 2 OF TITLE 9 OF THE MUNICIPAL CODE TO ADD ADDITIONAL PERMITTED USES TO THE SERVICE COMMERCIAL DISTRICT (C4) ZONE"

PUBLIC HEARING

PH 1. Municipal Code Zone Amendment – Section 9-2.2406 (Flood Hazard), of Article 24 (Overlay Zones) in Chapter 2 (Zoning), in Title 9 (Land Use and Development) of the California City Municipal Code as it relates to Flood Hazard.

PUBLIC HEARING PROCEDURE

- A. Mayor read the item
- B. Mayor reopen the Public Hearing open
- C. Hear staff report
- D. Council questions only
- E. Ask city clerk to report on any communication(s)
- F. Mayor call for public testimony
- G. Close Public Hearing by motion
- H. Council discussion
- I. Council motion and vote

Recommendation

Council discuss, take public comments, and give First Reading, by Title only, with Further Reading waived of **"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING SECTION 9-2.2406 (FLOOD HAZARD), OF ARTICLE 24 (OVERLAY ZONES), IN CHAPTER 2 (ZONING) IN TITLE 9 (LAND USE AND DEVELOPMENT) OF THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO FLOOD HAZARD"**

COUNCIL AGENDA

This portion of the meeting is reserved for council members to present information, announcements, and items that have come to their attention. The Brown Act precludes Council, staff or public discussion. Short staff responses are appropriate. The Council will take no formal action. A Council member may request the City Clerk to calendar an item for consideration at a future meeting, or refer an item to staff.

Councilmember McGuire

Councilmember Parris

Councilmember Stump

Mayor Pro Tem Gomez

Mayor Wood

ADJOURNMENT

AFFIDAVIT OF POSTING: This agenda was posted on all official City bulletin boards, the City's website and agenda packets were completely accessible to the public at City Hall at least 72 hours prior to the Council Meeting.

Denise Hilliker, City Clerk

California City, California 93505
TREASURER'S MONTHLY REPORT OF INVESTMENT
November 2017

The general investment portfolio consists of funds for operations, capital improvement projects (CPI), water rate stabilization, administration replacements and reserves.

General Investment Accounts	Balance on 10/31/2017	Net Transactions	Balance on 11/30/2017	Percent of Total
Local Agency Investment Fund (122)	\$ 3,755,135	\$ -	\$ 3,755,135	37.38%
Kern County Investment Fund (20202)	\$ 4,085,939	\$ 2,718	\$ 4,088,657	40.70%
Sub-Total Investment Accounts	\$ 7,841,074	\$ 2,718	\$ 7,843,792	
General Operating Accounts	10/31/2017	Net Transactions	11/30/2017	
Bank of the Sierra -- General Checking	\$ 1,321,591	\$ 879,998	\$ 2,201,589	21.91%
Petty Cash - Total All Departments	\$ 700	\$ -	\$ 700	0.01%
Imprest (cash drawers) - Total All Departments	\$ 575	\$ -	\$ 575	0.01%
Sub-Total Operating Accounts	\$ 1,322,866	\$ 879,998	\$ 2,202,864	
Total City Operating Funds	\$ 9,163,940	\$ 882,716	\$ 10,046,657	100.00%

Restricted Housing Corporation Accounts				
Checking & CD Accounts	10/31/2017	Net Transactions	11/30/2017	
Housing Corp. -- Bank of the Sierra, Checking	\$ 710,523	\$ 12,776	\$ 723,299	75.88%
Housing Corp. -- Bank of the Sierra, CD 0350	\$ 71,484	\$ 3	\$ 71,487	7.50%
Housing Corp. -- Bank of the Sierra, CD 7653	\$ 30,726	\$ 1	\$ 30,727	3.22%
Housing Corp. -- Bank of the Sierra, CD 7654	\$ 20,863	\$ 1	\$ 20,864	2.19%
Housing Corp. -- Bank of the Sierra, CD 7655	\$ 45,213	\$ 2	\$ 45,215	4.74%
Housing Corp. -- Bank of the Sierra, CD 9374	\$ 61,637	\$ 7	\$ 61,645	6.47%
Total Housing Corporation Funds	\$ 940,447	\$ 12,791	\$ 953,238	100.00%

Restricted Successor Agency Accounts				
Checking Account	10/31/2017	Net Transactions	11/30/2017	
Successor Agency -- Bank of the Sierra, Checking	\$ 659,169	\$ (44,994)	\$ 614,175	100.00%
Total Successor Agency Funds	\$ 659,169	\$ (44,994)	\$ 614,175	100.00%

Restricted SDI Agency Accounts				
Checking Account	10/31/2017	Net Transactions	11/30/2017	
(SDI) -- Bank of the Sierra, Checking	\$ 10,975	\$ -	\$ 10,975	0.01%
Sub-Total SDI Checking Account	\$ 10,975	\$ -	\$ 10,975	
Investment Account (Updated Monthly)	10/31/2017	Net Transactions	11/30/2017	
(SDI) US Bank Investments	\$ 85,569,576	\$ (265,038)	\$ 85,304,538	99.05%
(SDI) Certificate of Deposit with Mission Bank	\$ 806,845	\$ 3,998	\$ 810,843	0.94%
Sub-Total SDI Investment Accounts	\$ 86,376,421	\$ (261,040)	\$ 86,115,381	
Total SDI Funds (Chking & Invest)	\$ 86,387,396	\$ (261,040)	\$ 86,126,356	100.00%

California City, California 93505
TREASURER'S MONTHLY REPORT OF INVESTMENT

November 2017

INVESTMENT POLICY

The Treasurer shall invest the City's monies as permitted in the City's approved investment policy. The Treasurer shall consider current and projected cash needs in making such investments.

* Contact City Treasurer for US Bank investment breakdown.

	US Bank	
Market Value Summary - CUSTODIAN ACCOUNT	10/31/2017	11/30/2017
Beginning Market Value	84,729,097	84,707,489
Ending Market Value	84,707,489	84,442,450
Investment Results	(21,609)	(265,039)
Market Value Summary - REDEVELOPEMENT AGENCY PROJ AREA TAX	10/31/2017	11/30/2017
Beginning Market Value	0	0
Ending Market Value	-	-
Investment Results	-	-
Market Value Summary - SUCCESSOR AGENCY Proj Area TAX INTEREST	10/31/2017	11/30/2017
Beginning Market Value	181,681	3
Ending Market Value	2	3
Investment Results	(181,679)	-
Market Value Summary - SUCCESSOR AGENCY Proj Area TAX PRINCIPAL	10/31/2017	11/30/2017
Beginning Market Value	190,000	3
Ending Market Value	3	3
Investment Results	(189,997)	-
Market Value Summary - SUCCESSOR AGENCY Proj Area TAX RESERVE	10/31/2017	11/30/2017
Beginning Market Value	862,082	862,082
Ending Market Value	862,082	862,082
Investment Results	-	-
Total "US Bank" Investment Assets	85,569,576	85,304,538

Report Criteria:

Report type: Invoice detail

Bank.Bank number = 1

Check.Voided = True

GL Period	Check Issue Date	Check Number	Vendor Number	Payee	Invoice Number	Invoice GL Account	Check Amount
12/17	12/29/17	101364	4452	High Desert Cycle	6111	16-4233-254	54.85- V
Grand Totals:							54.85-

Summary by General Ledger Account Number

GL Account	Debit	Credit	Proof
16-02005	54.85	.00	54.85
16-4233-254	.00	54.85-	54.85-
Grand Totals:	54.85	54.85-	.00

Report Criteria:

Report type: Invoice detail

Bank.Bank Number = 1

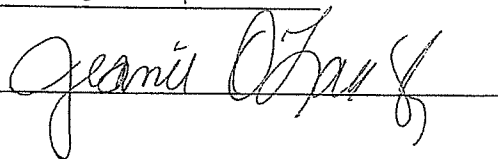
Check.Voided = no

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
12/17	12/29/2017	101729	AT&T Wireless	PD cellular data and phone	287247193593X121	818.94	818.94
12/17	12/29/2017	101729	AT&T Wireless	IPad & Iphone Phone Bill	287281248059X120	3,713.67	3,713.67
Total 101729:							4,532.61
12/17	12/29/2017	101730	JBL & Assoc-Fred Whitney	mmb reimbursement	MMB REIMBURSEM	58,644.00	58,644.00
Total 101730:							58,644.00
12/17	12/29/2017	101731	Jose Lopez	Deposit Refund	16396	500.00	500.00
Total 101731:							500.00
12/17	12/29/2017	101732	Shahidah Johnson	Deposit Refund	REFUND DEPOSIT	200.00	200.00
Total 101732:							200.00
12/17	12/29/2017	101733	Frontier	Telephone Service from Ve	040709-5 121317	28.93	28.93
12/17	12/29/2017	101733	Frontier	Telephone Service from Ve	070174-5 121317	267.13	267.13
12/17	12/29/2017	101733	Frontier	DAR Telephone service	081503-5 121917	2,801.31	2,801.31
Total 101733:							3,097.37
12/17	12/29/2017	101734	MuniTemps	Planning Dept Staffing	127897	3,551.63	3,551.63
Total 101734:							3,551.63
12/17	12/29/2017	101735	Stroh MD, John Jay	Compensation	121517	1,500.00	1,500.00
Total 101735:							1,500.00
Grand Totals:							72,025.61

I HEREBY CERTIFY AS TO THE ACCURACY OF THE DEMANDS AND AVAILABILITY OF FUNDS:

Dated: 12-29-17

Finance Director



Report Criteria:

Report type: Invoice detail
Check.Voided = True

GL Period	Check Issue Date	Check Number	Vendor Number	Payee	Invoice Number	Invoice GL Account	Check Amount
12/17	12/29/17	101364	4452	High Desert Cycle	6111	16-4233-254	54.85- V
12/17	12/29/17	101736	1074	Verizon	070174-5 121317	18-4212-284	.00 V
12/17	12/29/17	101736	1074	Verizon	9798231343	18-4212-284	.00 V
Grand Totals:							54.85-

Summary by General Ledger Account Number

GL Account	Debit	Credit	Proof
16-02005	54.85	.00	54.85
16-4233-254	.00	54.85-	54.85-
18-02005	419.39	419.39-	.00
18-4212-284	419.39	419.39-	.00
Grand Totals:	893.63	893.63-	.00

Report Criteria:

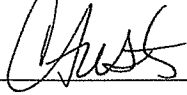
Report type: Invoice detail

Bank.Bank Number = 1

Check.Voided = no

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
01/18	01/03/2018	101737	Cathy Yip	Deposit Refund	16362	500.00	500.00
Total 101737:							500.00
01/18	01/03/2018	101738	Verizon	City Camera Data/Transmi	9798231343	152.26	152.26
Total 101738:							152.26
Grand Totals:							652.26

I HEREBY CERTIFY AS TO THE ACCURACY OF THE DEMANDS AND AVAILABILITY OF FUNDS:

Dated: 1/3/18Finance Director 

Report Criteria:

Report type: Invoice detail
Bank.Bank Number = 1

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
01/18	01/04/2018	101739	AmeriPride	Uniform Maintenance	2100651206	172.49	172.49
Total 101739:							172.49
01/18	01/04/2018	101740	Antelope Valley Chevrolet	Unit 3007 Oil and Filter	139195	66.42	66.42
Total 101740:							66.42
01/18	01/04/2018	101741	Bakersfield Electric Motor Re	Maintenance Supplies	L 72960	513.88	513.88
Total 101741:							513.88
01/18	01/04/2018	101742	BAVCO	specialty parts backflow	834674	451.46	451.46
Total 101742:							451.46
01/18	01/04/2018	101743	California Community Founda	Asset Forfeiture Summit	ASSET FORFEIT 031	149.00	149.00
Total 101743:							149.00
01/18	01/04/2018	101744	Chief Supply Corporation, Inc	Desert Safety Wear	298680	862.31	862.31
01/18	01/04/2018	101744	Chief Supply Corporation, Inc	Desert Safety gear for LE	299637	148.48	148.48
01/18	01/04/2018	101744	Chief Supply Corporation, Inc	LE Safety Boots Res Officer	310738	99.99	99.99
Total 101744:							1,110.78
01/18	01/04/2018	101745	City Hardware, Inc	Parks Hardware Supplies	100398 113017	329.56	329.56
01/18	01/04/2018	101745	City Hardware, Inc	Fire Building Maint Supplie	100405 113017	187.17	187.17
01/18	01/04/2018	101745	City Hardware, Inc	Airport Hardware Supplies	100411 103117	377.39	377.39
01/18	01/04/2018	101745	City Hardware, Inc	Airport Hardware Supplies	100411 113017	52.84	52.84
Total 101745:							946.96
01/18	01/04/2018	101746	Daniels Tire Service	Tire Service FD	240108656	1,049.17	1,049.17
Total 101746:							1,049.17
01/18	01/04/2018	101747	De Lage Landen	Copier Lease	57490556	298.92	298.92
Total 101747:							298.92
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18215	40.00	40.00
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18232	40.00	40.00
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18235	152.00	152.00
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18236	40.00	40.00
01/18	01/04/2018	101748	Dennis Automotive	Maintenance Supplies	18237	600.00	600.00
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18239	136.00	136.00
01/18	01/04/2018	101748	Dennis Automotive	Auto Service	18240	40.00	40.00
01/18	01/04/2018	101748	Dennis Automotive	smog Check 529	22736	51.75	51.75
01/18	01/04/2018	101748	Dennis Automotive	smog Check 526	22737	51.75	51.75
01/18	01/04/2018	101748	Dennis Automotive	Maintenance Supplies	22816	51.75	51.75
Total 101748:							1,203.25
01/18	01/04/2018	101749	Department of Justice	Livescans General Use	272242	1,116.00	1,116.00

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
Total 101749:							1,116.00
01/18	01/04/2018	101750	Justin Farber	Deposit Refund	104268.07	29.79	29.79
Total 101750:							29.79
01/18	01/04/2018	101751	Josh Morace	Deposit Refund	106725.02	15.71	15.71
Total 101751:							15.71
01/18	01/04/2018	101752	Diamond Finish Mobile Wash	Mobile Car Wash	110	120.00	120.00
Total 101752:							120.00
01/18	01/04/2018	101753	Fed Ex	Priority Mailings	6-033-52434	38.33	38.33
Total 101753:							38.33
01/18	01/04/2018	101754	Ferguson Waterworks	Supplies, Repairs and Maint	0618532	2,370.23	2,370.23
Total 101754:							2,370.23
01/18	01/04/2018	101755	Galls LLC	Winter Work Gear Chief Vi	008885592	104.88	104.88
01/18	01/04/2018	101755	Galls LLC	Winter Work Gear Chief Vi	008890429	319.05	319.05
Total 101755:							423.93
01/18	01/04/2018	101756	Great America Financial	Postage Machine Lease	21872141	950.31	950.31
Total 101756:							950.31
01/18	01/04/2018	101757	Holloway Environmental	Biosolids Removal	130	407.72	407.72
Total 101757:							407.72
01/18	01/04/2018	101758	Home Depot Credit Services	PD Lights	22003	63.96	63.96
01/18	01/04/2018	101758	Home Depot Credit Services	Facilities Maint. Supplies	22004	387.99	387.99
01/18	01/04/2018	101758	Home Depot Credit Services	Facilities Maint. Supplies	9072550	793.39	793.39
01/18	01/04/2018	101758	Home Depot Credit Services	Facilities Maint. Supplies	9203225	364.18	364.18
01/18	01/04/2018	101758	Home Depot Credit Services	Facilities Maint. Supplies	9203226	191.47	191.47
Total 101758:							1,072.63
01/18	01/04/2018	101759	Inglis Imports, Inc.	Maintenance supplies for K	9204	453.88	453.88
Total 101759:							453.88
01/18	01/04/2018	101760	Merchant's Printing & Envelo	window envelopes	7701214	320.60	320.60
01/18	01/04/2018	101760	Merchant's Printing & Envelo	Time Cards	7701218	187.94	187.94
Total 101760:							508.54
01/18	01/04/2018	101761	Mission Uniform Service	Laundry Service PD	506428683	52.57	52.57
01/18	01/04/2018	101761	Mission Uniform Service	Laundry Service PD	506471091	49.95	49.95
Total 101761:							102.52
01/18	01/04/2018	101762	Norm Hill Aviation	Airport Internet	2802	50.00	50.00

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
01/18	01/04/2018	101762	Norm Hill Aviation	ACO Internet Services	2803	50.00	50.00
Total 101762:							100.00
01/18	01/04/2018	101763	Office Depot	Office Supplies	986806011001	782.89	782.89
01/18	01/04/2018	101763	Office Depot	Fire Office Supplies	987270166-001	486.20	486.20
01/18	01/04/2018	101763	Office Depot	Fire Office Supplies	987270414-001	46.01	46.01
01/18	01/04/2018	101763	Office Depot	Fire Office Supplies	987270415-001	44.18	44.18
01/18	01/04/2018	101763	Office Depot	Office Supplies	990213842001	325.94	325.94
01/18	01/04/2018	101763	Office Depot	Office Supplies	991225211001	177.95	177.95
01/18	01/04/2018	101763	Office Depot	Office Supplies	991463578001	60.14	60.14
Total 101763:							1,923.31
01/18	01/04/2018	101764	RSI Petroleum	specialty parts	0313388	551.80	551.80
01/18	01/04/2018	101764	RSI Petroleum	Fuel Parks and Rec	1070051	29.62	29.62
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070105	767.64	767.64
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070107	2,202.02	2,202.02
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070108	1,071.33	1,071.33
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070109	806.45	806.45
01/18	01/04/2018	101764	RSI Petroleum	OHV Law Enforcement Fuel	1070110	2,841.27	2,841.27
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070111	105.41	105.41
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070135	89.50	89.50
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070143	440.25	440.25
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070144	233.73	233.73
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070155	189.18	189.18
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070158	37.75	37.75
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070159	245.58	245.58
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070160	449.04	449.04
01/18	01/04/2018	101764	RSI Petroleum	Fuel	1070172	22.19	22.19
01/18	01/04/2018	101764	RSI Petroleum	Fuel City Manager	1070174	31.96	31.96
Total 101764:							10,114.72
01/18	01/04/2018	101765	S.C. Friends Tire Inc.	Tire Service	32797	547.06	547.06
01/18	01/04/2018	101765	S.C. Friends Tire Inc.	Tire Service	32896	60.00	60.00
01/18	01/04/2018	101765	S.C. Friends Tire Inc.	Tire Service	32909	60.00	60.00
Total 101765:							667.06
01/18	01/04/2018	101766	SC Communications	Radio Maintenance	6987	199.49	199.49
Total 101766:							199.49
01/18	01/04/2018	101767	Sequoia Equipment Company,	Equipment Repairs and Mai	6594	1,062.29	1,062.29
Total 101767:							1,062.29
01/18	01/04/2018	101768	SHI International Corp	Network Switch for PD	B07482521	338.19	338.19
01/18	01/04/2018	101768	SHI International Corp	NAS Server for PD	B07520688	774.67	774.67
Total 101768:							1,112.86
01/18	01/04/2018	101769	Solenis LLC	Sludge Centrifuge Polymer	131246967	444.44	444.44
01/18	01/04/2018	101769	Solenis LLC	Sludge Centrifuge Polymer	131249032	353.93	353.93
Total 101769:							798.37
01/18	01/04/2018	101770	Staples Advantage	Janitorial, Office Supplies	1618384567	224.51	224.51

GL Period	Check Issue Date	Check Number	Payee	Description	Invoice Number	Invoice Amount	Check Amount
Total 101770:							224.51
01/18	01/04/2018	101771	Statewide Safety & Signs	OHV Signs	12006552	2,975.53	2,975.53
Total 101771:							2,975.53
01/18	01/04/2018	101772	Tyack's Tires, Inc	Tire Maintenance	179258	115.23	115.23
Total 101772:							115.23
01/18	01/04/2018	101773	Verizon - VOIDED	Outbound Long Distance Ca	070174-5 121317	.00	.00
Total 101773:							.00
01/18	01/04/2018	101774	Williams Construction	Progress Payment 1 Pool H	1	30,600.00	30,600.00
Total 101774:							30,600.00
Grand Totals:							63,465.29

I HEREBY CERTIFY AS TO THE ACCURACY OF THE DEMANDS AND AVAILABILITY OF FUNDS:

Dated: 1/4/18Finance Director Cynthia Foster

Report Criteria:

Report type: Invoice detail

Bank Bank Number = 1

ORDINANCE NO. 17 - 759

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING THE SETBACK REQUIREMENTS WITHIN THE M-1 (LIGHT INDUSTRIAL DISTRICT) AND THE M2 (HEAVY INDUSTRIAL DISTRICT)

THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY DOES ORDAIN AS FOLLOWS:

1. **Purpose and Findings.** This ordinance is intended to have only two types changes. The first is to remove the setback requirements that would otherwise apply within the M-1 and M-2 zones; this is not intended, however, to prohibit any fire or life safety setback requirements that may apply pursuant to the California Building Standards Code or other applicable law. The second revision is intended to clarify (and not change) existing law. Specifically, the ordinance revises sections 9-2201 and 9-2202 to clarify the existing requirement that M-2 type uses are only allowed in the M-2 zone if the lots in question are not within 155 feet of any family residential zone (e.g. R1, R2, R3, R4, R5, RM1 or RM2). The City Council hereby finds that this revision is declaratory of existing law and is not a substantive revision.

2. **Amendment. Revised Setbacks in M-1 Zone.** Section 9-2.2103 of the California City Municipal Code is amended to provide as follows:

Sec. 9-2.2103. - Site and Structure Requirements (M1).

(a) There is no minimum lot area in the M1 District.

~~(b) The minimum setback requirements in the M1 District are:~~

~~(1) Twenty (20) ft. in the front.~~

~~(2) Twenty (20) ft. in the rear or side yard if the rear or side yard abuts a residential district.~~

~~There are no rear or side yard minimums if the lot does not abut a residential district.~~

(b) There are no minimum setback requirements in the M1 District.

(c) All lots within 200 feet of a residential property shall have an approved eight-foot block sound wall on those sides directly or indirectly facing residential uses.

(d) The total size of any structure is not limited so long as the developer complies with all ~~building setback and other~~ requirements of the zone.

(e) Electrical requirements will be dictated by the size and nature of the development. Electrical use and installation must be safe and meet all state and local safety and building standards. Solar is a permissible means to meet the needs of electrical generation.

(f) Vehicles accessing the site shall not exceed the current load bearing standards for those roads used to access the site.

3. **Amendment. Permitted Uses in M-2 Zone.** Section 9-2.2201 is amended to provide as follows:

Sec. 9-2.2201. - Permitted Uses.

The following uses are permitted in the M2 District:

(a) Uses permitted in the M1 District.

(b) If the entirety of the lot is at least one hundred fifty-five (155) from any portion of any family residential zone, then heavy manufacturing, assembly, and repair uses are allowed, including:

1. Apparel and other finished products made from fabrics and similar materials, et al. [SIC 230]
2. Automobile
3. Electronic and other electrical equipment and components, except computer equipment, et al. [SIC 360]
4. Energy [alternative] generation and related manufacturing and servicing
5. Fabricated metal products, except machinery and transportation equipment, et al. [SIC 340]
6. Food and kindred products, et al. [SIC 200 w/exception of 207 moved to M2 conditional use]
7. Furniture and fixtures, et al. [SIC 250]
8. Industrial and commercial machinery and computer equipment, et al. [SIC 350]
9. Leather and leather products, et al. [SIC 310]
10. Lumber and wood products, except furniture, et al. [SIC 240]
11. Machine tools
12. Machinery
13. Plastics
14. Primary metal industries, et al. [SIC 330 w/exception of 333 & 334 moved to M2 conditional use]
15. Printing, publishing, and allied industries, et al. [SIC 270]
16. Solar energy and windmill components [SIC 368]
17. Stone, clay, glass, and concrete products, et al. [SIC 320]
18. Textile mill products, et al. [SIC 220]
19. Tobacco products, et al. [SIC 210 w/exception of 214 moved to M1 permitted uses]
20. Transportation equipment, et al. [SIC 370]

(c) If the entirety of the lot is at least one hundred fifty-five (155) feet from any portion of any family residential zone, then industrial type sales and service uses are allowed, including:

1. Leather and fur finishing and dyeing
2. Meat processing and packaging, not including slaughtering and glue and size manufacture
3. Sandblasting
4. Solid waste recycling
5. Steam electric generating stations
6. Storage, sorting, collecting and baling of iron, junk, paper, rags or scrap.

4. **Amendment. Conditionally Permitted Uses in M-2 Zone.** Section 9-2.2202 is amended to provide as follows:

Sec. 9-2.2202. - Conditional Uses.

The following uses are permitted in the M2 zone with a conditional use permit but only if the entirety of the lot is at least one hundred fifty-five (155) feet from any portion of any family residential zone:

1. Uses conditional in the M1 District
2. Asphalt and asphalt products manufacture
3. Automobile wrecking yards
4. Chemical and allied products, et al. [SIC 280]
5. Drop forges
6. Fats and oils [SIC 207]
7. Fish products processing and packaging
8. Gas and oil wells
9. Gas manufacture or storage
10. Gelatin, glue and size manufacture from animal or fish refuse
11. Incidental and accessory structures and uses located on the same site as a conditional use
12. Incineration or reduction of garbage, offal and dead animals
13. Linoleum and oil cloth manufacture
14. Magnesium foundries
15. Manure, peat and topsoil processing and storage
16. Motion picture production sound stages and backlot sets
17. Paper and allied products, et al. [SIC 260]
18. Petroleum refining and related industries, et al. [SIC 290]
19. Primary smelting and refining of nonferrous metals [SIC 333]
20. Quarries, mines and mills
21. Rifle and pistol ranges
22. Rolling mills
23. Rubber and miscellaneous plastics products, et al. [SIC 300 to include 303 retreading and recapping of tires and 304 rubber manufacture and recycling]
24. Secondary smelting and refining of nonferrous metals [SIC 334]
25. Sexually oriented businesses
26. Slag piles
27. Soap manufacture, including fat rendering
28. Solid waste transfer
29. Steam or other electrical generating plants
30. Stockyards, stock feeding yards and slaughterhouses
31. Storage of inflammable liquids
32. Storage of used building materials
33. Tallow manufacture
34. Wood and bones distillation
35. Wood pulp and fiber reduction and processing
36. Wrecking yards

5. **Amendment. Setbacks in M-2 Zone.** Section 9-2.2203 of the California City Municipal Code is amended to provide as follows:

Sec. 9-2.2203. - Site and Structure Requirements (M2).

(a) The minimum lot size in an M2 District is one-half acre or 21,780 square feet.

~~(b) The minimum setback requirements in the M2 District are:~~

~~(1) Twenty (20) ft. in the front yard.~~

~~(2) Twenty (20) ft. in the rear or side yard if the rear or side yard abuts a residential district.~~

~~There are no rear or side yard minimums if the lot does not abut a residential district.~~

(b) There are no minimum setback requirements in the M2 District.

(c) Where a lot in a Heavy Industrial (M2) district adjoins or is located across a street or alley from a residential district, said lot must be fenced with an approved sound wall on all residential side(s).

~~(d) Heavy Industrial (M2) is not permitted within one hundred fifty five (155) feet of family residential zones.~~

6. **CEQA.** The City Council finds the approval of this ordinance is categorically exempt from the California Environmental Quality Act ("CEQA") because this ordinance is not a project under CEQA Regulation Section 15061(b)(3) because it has no potential for causing a significant effect on the environment. This ordinance is merely declaratory of existing law, and merely revises the allowed required setbacks in M-1 and M-2 zones. Such revisions cannot have a significant change on the environment because there are only a limited number of such properties, and practically speaking, given the economics of real estate development within California City, the amount of added development that could be reasonably be expected to occur is less than a significant amount, and any such additional development within setbacks would not have any appreciable significant impact on noise, traffic or any other environmental impact. The existing requirements within the code ensure that any impacts of such development within the setbacks will not have a significant impact on the environment.

7. **Repealing Inconsistencies.** Any provision of the Municipal Code or appendices thereto inconsistent with the provisions of this ordinance, to the extent of such inconsistencies, is hereby repealed or modified to the extent necessary to affect the provisions of this ordinance.

8. **Severability.** If any provision or clause of this ordinance or the application thereof to any person or circumstances is held to be invalid by any court of competent jurisdiction, such invalidity shall not affect any other portion of the ordinance which can be implemented without the invalid provision. To this end, the provisions of this ordinance are declared to be severable.

9. **Publication.** This Ordinance shall take effect and be in full force thirty (30) days from and after the passage thereof, and the City Clerk is directed to take all legal actions necessary or reasonable to cause this ordinance to go into effect.

This ordinance was introduced at the City Council meeting of December 12, 2017, and adopted at the _____, 2018 regular Council meeting by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jennifer Wood, Mayor

APPROVED AS TO FORM:

Christian Bettenhausen, City Attorney

ATTEST:

Denise Hilliker, City Clerk

ORDINANCE NO. 17 - 760

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY TO AMEND ARTICLE 18 OF CHAPTER 2 OF TITLE 9 OF THE MUNICIPAL CODE TO ADD ADDITIONAL PERMITTED USES TO THE SERVICE COMMERCIAL DISTRICT (C4) ZONE

THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY DOES ORDAIN AS FOLLOWS:

1. Findings and Purpose. The council finds, determines and declares:

- a. Articles 15, 16, 17 and 18 of Chapter 2 of Title 9 of the California City Municipal Code establish and regulate the following zones, respectively: Neighborhood Commercial District (C1), the Community Commercial District (C2), the Commercial/Office District (C3), and the Service Commercial District (C4).
- b. The C1, C2 and C3 zones are "nesting" zoning ordinances whereby the permitted uses in the higher numbered zone include all of those listed in the lower numbered zone, to thereby allow less intensive uses in a more intensive zone. For example, the uses that are permitted in the C2 zone are those particular to the C2 zone plus all of those permitted in the less intensive C1 district. The uses permitted within the C3 zone are those particular to the C3 zone plus any uses permitted in the less intensive C1 and C2 zones. The C4 zone should be converted to a similar "nesting" zone to also allow within the C4 zone all of the uses authorized in the less intensive C1 and C2 zones C3 zones, because this added flexibility will allow for less intensive uses, and this added flexibility will be good for both the property owner, and the community which the parcels wills serve.
- c. The General Plan, on page 2-10, requires the city to have within the "Service Commercial" land use designation, a C4 zone for the "primary purpose of high intensity commercial uses related to commercial services and repairing establishments including wholesale/retail related activities". The revised zoning requirements for the existing C4 remain consistent with the general plan because the revised classification will cause the zone to retain the primary purpose of high intensity commercial uses, while allowing less intensive uses in the zone.
- d. The Planning Commission conducted a duly noticed public hearing on December 5, 2017, and thereafter adopted Resolution 17-12-5 to recommend City Council approval of the ordinance.
- e. The City Council has adopted this ordinance only after conducting a duly noticed public hearing.
- f. This zoning code amendment will promote the welfare of the community.

2. Municipal Code Amendment. Section 9-2-1801 of the Municipal Code (entitled, "Permitted Uses") is revised to provide as follows:

"Permitted Uses.

The following uses are permitted in the C4 district:

(a) Uses Permitted in C1 (Neighborhood Commercial District)

(b) Uses Permitted in C2 (Community Commercial District)

(c) Uses Permitted in C3 (Commercial/Office District)

(d) ~~(a)~~ The following ~~limited~~, service commercial uses:

Automobile repairing, overhauling, rebuilding, painting
Automobile washing, including the use of mechanical conveyors, blowers and steam cleaning
Blueprint and photostat shops
Cabinet shops
Carpenter shops
Carpet and rug cleaning and dyeing
Churches in excess of fifteen thousand (15,000) sq. ft. minimum lot size
Dance studio
Dry cleaning
Gasoline service stations, including dispensing of diesel fuel and complete truck service
Glass shops
Gymnasiums
Linen supply
Locksmiths
Motorcycle sales and service
Photographic developing and printing
Plumbing shops
Private clubs/lodges
Refrigeration equipment sales and service
Safe and vault repairing
Sign painting
Stone and monument yards including stone mills
The installation of pump and underground storage tank having a capacity of three thousand gallons, when used for private companies listed as Class I under federal requirements for gasoline allotments (i.e., food suppliers, medical suppliers, etc.); also installation of underground storage tanks for auxiliary emergency facilities such as convalescent hospitals, hospitals, nursing homes, etc.
Tire sales and repair
Theaters
Upholstering shops
Utility pumping station
Vending machines

(e) ~~(b)~~ Conditional uses are permitted in accordance with Section 9-2.1502(b) along with the following:

- (1) Vehicular parking facility.

3. **CEQA.** The City Council hereby determines that this project is categorically exempt from the California Environmental Quality Act under CEQA Guidelines section 15061(b)(3), because CEQA applies only to projects which have the potential for causing a significant effect on the environment. Here it can be seen with certainty that there is no possibility that the activity in question may have a significant effect

on the environment because this ordinance merely authorizes additional less intensive uses in a zone that already authorizes more intense uses. Furthermore, it is entirely speculative what development would occur as a result of this ordinance compared to what would have occurred but for this ordinance, particularly when the City is unaware of any particular project that is likely to rely on the additional rights granted via this ordinance. Additionally, there are only a limited number of parcels in the City within the C4 zone; therefore, even if it could be argued that there may be individually insignificant effects that become cumulatively significant because this ordinance affects all C4 zones in the city, because there are so few C4 parcels, there is no possibility that the impacts would be cumulatively significant.

4. Severability. If any provision or clause of this ordinance or the application thereof to any person or circumstances is held to be invalid by any court of competent jurisdiction, such invalidity shall not affect any other portion of the ordinance which can be implemented without the invalid provision. To this end, the provisions of this ordinance are declared to be severable.

5. Publication. This Ordinance shall take effect and be in full force thirty (30) days from and after the passage thereof, and the City Clerk is directed to take all legal actions necessary or reasonable to cause this ordinance to go into effect.

This ordinance was introduced at the City Council meeting of December 12, 2017, and adopted at the January ____, 2018 regular Council meeting by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jennifer Wood, Mayor

APPROVED AS TO FORM:

Christian Bettenhausen, City Attorney

ATTEST:

Denise Hilliker, City Clerk

[SEAL]



**CITY COUNCIL
MEETING DATE: JANUARY 9, 2018**

TO: City Council

FROM: Public Works Director

RE: ZT 17-03: AN ORDINANCE AMENDMENT OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING SECTION 9-2.2406 (FLOOD HAZARD), OF ARTICLE 24 (OVERLAY ZONES), IN CHAPTER 2 (ZONING) OF TITLE 9 (LAND USE AND DEVELOPMENT) OF THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO FLOOD HAZARD

SUBJECT: Public Hearing to consider Zoning Text Amendment (ZT 17-03), to consider a proposed ordinance to permit Septic Tanks in Flood Plains subject to a Development Permit approved by the City of California City.

APPLICANT: The City of California City.

PUBLIC HEARING:

Tuesday, January 9, 2018, at 6:00 p.m. – City Council at Council Chambers

BACKGROUND:

The City Council is being requested to consider amending the Zoning Ordinance by permitting a septic tanks within flood hazard zones provided a Development Permit be obtained. If adopted the ordinance would:

1. Permit Septic Tanks within Flood Hazard Zones subject to a Development Permit from the City of California City, provided that,
2. The Development Permit comply with Chapter 11 "Flood Damage Prevention" of the California City Municipal Code.

On December 5, 2017 the Planning Commission recommended that the City Council approve these amendments to the Zoning Ordinance.

These amendments have been initiated by staff because these proposed changes will offer developers more flexibility without creating any adverse effects to development projects.

RECOMMENDATION: Conduct the public hearing, take public testimony, and approve the Ordinance Amendment Approving ZT 17-03.

SOURCE OF FUNDING: N/A

ENVIRONMENTAL ACTION: This Zoning Text Amendment is determined to be exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15305, **Class 8** consisting of actions taken by regulatory agencies to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment. ([Guidelines §15308](#))

ATTACHMENTS:

- 1. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING SECTION 9-2.2406 (FLOOD HAZARD), OF ARTICLE 24 (OVERLAY ZONES), IN CHAPTER 2 (ZONING) OF TITLE 9 (LAND USE AND DEVELOPMENT) OF THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO FLOOD HAZARD**

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING SECTION 9-2.2406 (FLOOD HAZARD), OF ARTICLE 24 (OVERLAY ZONES), IN CHAPTER 2 (ZONING) IN TITLE 9 (LAND USE AND DEVELOPMENT) OF THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO FLOOD HAZARD

WHEREAS, the City of California City has the authority, under its police power, to enact regulations for the public peace, morals, and welfare of the City; and

WHEREAS, the City of California City would like to amend the code to clarify Section 9-2.2406 in Title 9 is consistent with Chapter 11(Flood Damage Prevention) in Title 8 (Building Regulations) with respect to Flood Hazard; and

WHEREAS, all legal prerequisites prior to the adoption of this ordinance have occurred.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY DOES ORDINAN AS FOLLOWS:

SECTION 1: Section 9-2.2406 (Flood Hazard) of Article 24 (Overlay Zones), in Chapter 2 (Zoning), of Title 9 (Land Use and Development) is hereby amended as follows:

Sec. 9-2.2406. Flood Hazard.

- (a) A Development Permit shall be issued per Section 8-11.05 "Development Permits" of the California City Municipal Code, Chapter 11 (Flood Damage Prevention).
- (b) The Development Permit shall comply with Chapter 11 "Flood Damage Prevention" of the California City Municipal Code.

SECTION 3: Repeal of Inconsistent Sections. Any provision of the California City Municipal Code or appendices thereto inconsistent with the provisions of the Ordinance, to the extent of such inconsistencies and no further, are repealed or modified to that extent necessary to affect the provisions of this Ordinance.

SECTION 4: Environmental Review. The Council finds that adoption of this ordinance is not a "project" pursuant to California Public Resources Code Section 21065 because this ordinance merely clarifies there is no conflict between Section 9-2.2406 (Flood Hazard) of Chapter 2 (Zoning), in Title 9 (Land Use and Development) and Chapter 11 (Food Damage Prevention) in Title 8 (Building and Regulations), it will not have any significant effect on the environment, and there is no reasonable basis to conclude that this

ordinance may cause a significant effect on the environment, thus no environmental review under the California Environmental Quality Act is required.

SECTION 5: Severability. If any section, subsection, clause or phrase or portion of this ordinance is for any reason held to be invalid by the decision of any court of competent jurisdiction, such decision shall not affect the validity of all other provisions of this ordinance. The City Council of California City hereby declares that it would have passed the ordinance codified in this chapter, and each section, subsection, sentence, clause and phrase or portion thereof, even though any one or more of the sections, subsections, sentences, clauses, or phrases or portions thereof be declared invalid or unconstitutional.

SECTION 6: Attestation. The Mayor shall sign and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause the same to be published once in the official newspaper within 15 days after its adoption. This Ordinance shall become effective 30 days from its adoption.

Approved for introduction at a regular meeting on the 9th day of January 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

PASSED, APPROVED AND ADOPTED on January _____, 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Jennifer Wood, Mayor

APPROVED AS TO FORM:

Christian Bettenhausen, City Attorney

ATTEST:

Denise Hilliker, City Clerk
[SEAL]